

City Council Meeting
10 N. Public Square
July 2, 2020
6:00 P.M. – Work Session
7:00 P.M. – Council Meeting held in Council Chambers and via Zoom
Zoom Meeting ID: 853 3927 2783

I. Opening Meeting

Invocation by Council Member Cooley.

Pledge of Allegiance led by Council Member Fox.

The City Council met in Regular Session with Matt Santini, Mayor presiding and the following present: Jayce Stepp, Council Member Ward Two present via Zoom; Cary Roth, Council Member Ward Three; Calvin Cooley Council Member Ward Four; Gary Fox, Council Member Ward Five; Taff Wren, Council Member Ward Six present via Zoom; Tamara Brock, City Manager; Samantha Fincher, Deputy City Clerk and Keith Lovell, City Attorney.

Absent: Kari Hodge, Council Member Ward One

II. Regular Agenda

A. Public Hearing - 2nd Reading of Zoning/Annexation Requests

1. AZ20-01 De-Annexation at 5450 Hwy 20 (Clarence Brown Conference Center) 1.67 acres. Applicant- Bartow County

Randy Mannino, Planning and Development Department Head stated that Bartow County has requested the de-annexation of a 1.673 acre tract located at 5450 Hwy 20. This tract was part of the 20.2 acres that was originally annexed into the city in 2010 for the Clarence Brown Conference Center. In October 2019, a developer purchased the adjacent property to the west from the Board of Regents. The property was rezoned to County planned urban development. The requested de-annexation will aid the proposed development. This is a second reading to de-annex this parcel and Planning Commission recommended approval, 4-0.

Mayor Santini opened the floor for a public hearing. With no one coming forward the public hearing was closed.

Motion to approve the de-annexation at 5450 Hwy 20 was made by Council Member Cooley and seconded by Council Member Stepp. Motion carried unanimously. Vote: 5-0.

Ordinance
of the
City of Cartersville, Georgia
Ordinance No. 16-20
Petition No. AZ20-01

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by Bartow County. Property is located at 5450 Hwy 20. Said property contains 1.673 acres located in the 4th District, 3rd Section, Land Lot(s) 97,98 as shown on the attached plat Exhibit "A". De-annexation will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

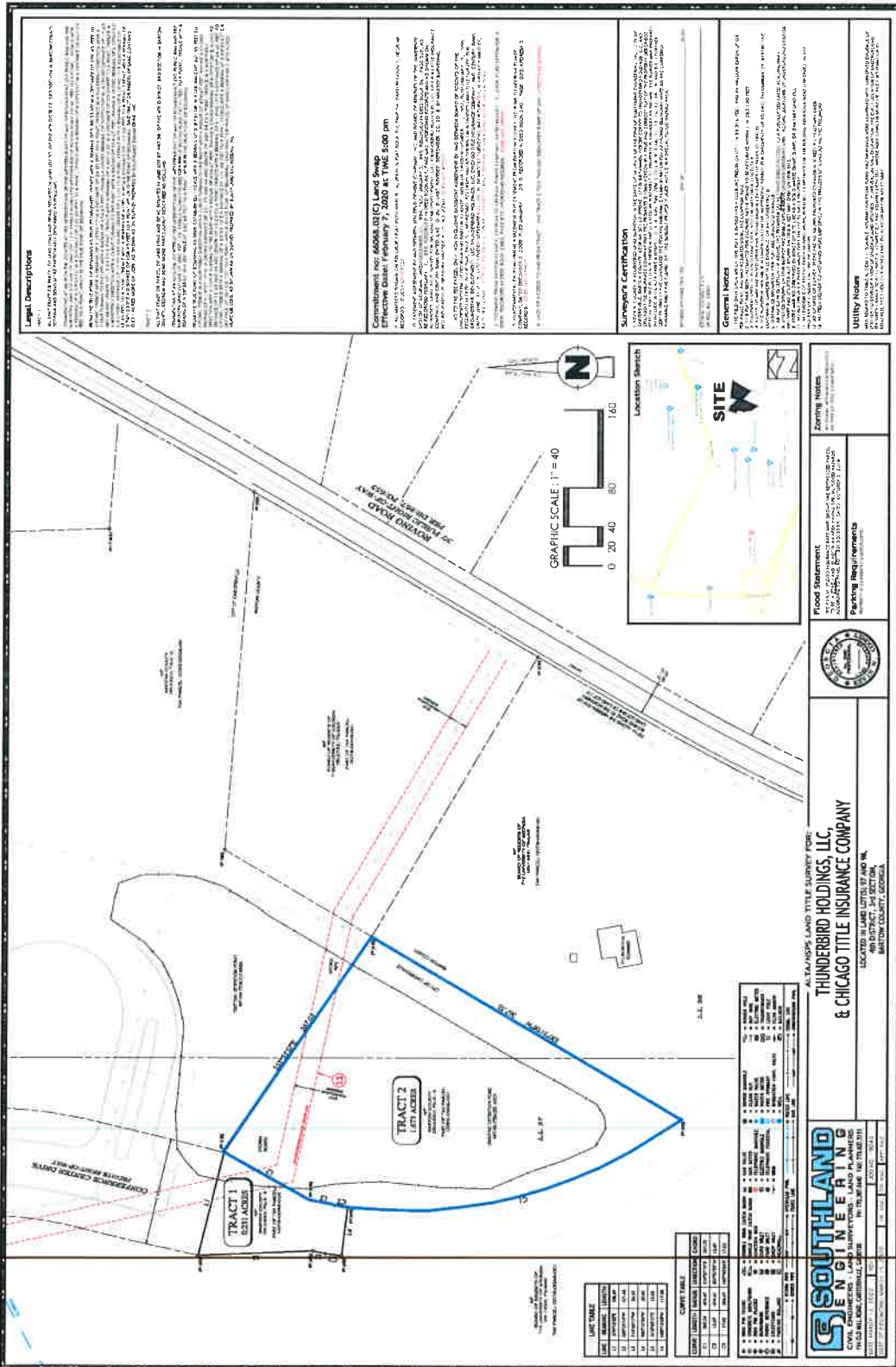
First Reading 18th day of June 2020
ADOPTED 2nd day of July 2020 Second Reading.

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Samantha Fincher
Deputy City Clerk

Exhibit A



**2. AZ20-02 De-Annexation on Bates Rd. (Parcel # C120-0001-002). 55.2 acres.
Applicant: Albert E. Meek**

Mr. Mannino stated the applicant has requested to de-annex 55.23 acres of a 101-acre lot (Tax Parcel C120-0001-002) to provide additional buffer and privacy for his property at 412 Bates Rd. If de-annexed, a conservation easement may also be established for additional protection. The de-annexation and rezoning as County A-1 should remove the zoning conditions of the Carter Grove Planned Development. This is a second reading to de-annex this parcel and the Planning Commission recommended approval, 4-0.

Mayor Santini opened the floor for a public hearing. With no one coming forward the public hearing was closed.

Motion to approve the de-annexation on Bates Road was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 5-0.

**Ordinance
of the
City of Cartersville, Georgia**

Ordinance No. 17-20

Petition No. AZ20-02

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by Albert E Meeks. Property is located on Bates Road. Said property contains 55.23 acres located in the 4th District, 3rd Section, Land Lot(s) 1180,1181,1196 as shown on the attached plat Exhibit "A". De-annexation will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

First Reading 18th day of June 2020
ADOPTED 2nd day of July 2020 Second Reading.

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Samantha Fincher
Deputy City Clerk

**3. Z20-01 Rezoning at 26 Overlook Pkwy from R-20/G-C to MF-14. 27.7 acres.
Applicant: CF Real Estate Services, LLC**

Mr. Mannino stated that the applicant has requested to rezone 27.71 acres from General Commercial District (GC) and Single Family Dwelling District (R-20) to Multifamily Dwelling (MF-14) for the construction of 210 apartment units housed within seven buildings. An amenities area with a clubhouse is also planned. Overlook Pkwy would be extended in order to construct this project. All utilities are in place along Overlook Pkwy. The proposal includes only one and two bedroom units with approximately 107 1-bedroom units and 103 2-bedroom units, 51% and 49% respectively. The MF-14 district allows a density of 14 units per gross acre. At 210 units, the density for the site would be 7.6 units per gross acre. Planning Commission recommended approval with a condition to limit the development to one and two bedroom units only, 4-1 vote.

Mayor Santini opened the floor for a public hearing. With no one coming forward the public hearing was closed.

Motion to approve the rezoning of 26 Overlook Pkwy with the condition to limit the development to one and two bedroom units only was made by Council Member Fox and seconded by Council Member Cooley. Motion carried unanimously. Vote: 5-0.

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 18-20

Petition No. Z 20-01

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by Overlook Investment Group, LLC. Property is located 26 Overlook Parkway. Said property contains 27.71 acres located in the 4th District, 3rd Section, Land Lots 329 and 330 as shown on the attached plat Exhibit "A". Property is hereby rezoned from R-20/GC to MF-14 with the condition to limit the development to one and two bedroom units only. Zoning will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

First Reading 18th day of June 2020

ADOPTED 2nd day of July 2020 Second Reading.

/s/

Matthew J. Santini
Mayor

ATTEST:

/s/ _____

Samantha Fincher, Deputy City Clerk

Exhibit A

B. Resolutions

1. Swimming Pool Requirements

Mr. Mannino stated this resolution authorizes staff to submit a proposed ordinance amendment to Department of Community Affairs (DCA) for review and comment. The amendment would require pool owners with a lockable cover to also install a fence around the pool area. In the 2018 Edition of the International Swimming Pool and Spa Code, the requirement for fencing is waived, if the pool owner has a lockable safety cover.

Motion to approve the submittal of the swimming pool requirement resolution was made by Council Member Stepp and seconded by Council Member Fox. Motion carried unanimously. Vote: 5-0.

RESOLUTION NO: 11-20

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA, AUTHORIZING THE SENDING OF THE ATTACHED ORDINANCE TO THE DEPARTMENT OF COMMUNITY AFFAIRS FOR REVIEW AND COMMENTS

WHEREAS, the City of Cartersville, through the Planning and Development Director and Building Official, are requesting changes to the requirements of the 2018 Edition of the International Swimming Pool and Spa Code, through the adoption of an Ordinance, a copy of which is attached hereto as Exhibit A;” and

WHEREAS, the Ordinance attached hereto as Exhibit “A” is required to be sent to the Department of Community Affairs for review and comment, before the Mayor and Council can consider said Ordinance making changes to the requirements of the 2018 Edition of the International Swimming Pool and Spa Code.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA, AS FOLLOWS:

that the Ordinance attached hereto as Exhibit “A” be forwarded to the Department of Community Affairs as required for their review and comment.

BE IT AND IT IS HEREBY RESOLVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, this day of __, 2020.

ATTEST:

City of Cartersville, Georgia

**/s/ _____
Meredith Ulmer, City Clerk
City of Cartersville, Georgia**

/s/ _____ Matthew J. Santini, Mayor

2. FEMA & GEMA Grant Applications

Tamara Brock, City Manager stated this resolution authorizes the filing of an application by the City of Cartersville with the Federal Emergency Management Agency (FEMA) requesting funding for costs related to activities conducted to address immediate threats to life, public health, and safety as a result of the COVID-19 pandemic. Approval of the resolution will authorize the Mayor to execute and file an application on behalf of the City of Cartersville with FEMA and the Georgia Emergency Management Agency (GEMA).

Motion to approve the execution of the FEMA and GEMA Grant Application was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 5-0.

Resolution No. 12-20

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REQUESTING FUNDING FOR COSTS RELATED TO ACTIVITIES CONDUCTED TO ADDRESS IMMEDIATE THREATS TO LIFE, PUBLIC HEALTH, AND SAFETY AS A RESULT OF THE COVID-19 PANDEMIC

WHEREAS, the Federal Emergency Management Agency (FEMA) is authorized to make grants to states, tribes, or territories that receive and administer Public Assistance awards related to emergency protective measures conducted as a result of the COVID-19 pandemic, an ongoing disaster with an incident start date of January 20, 2020; and

WHEREAS, the Georgia Emergency Management Agency (GEMA) is authorized to receive and administer such Public Assistance awards to sub-recipient state, local, tribal, and territorial governments, or eligible private nonprofits; and

WHEREAS, the City of Cartersville has declared a local state of emergency and is eligible to receive Public Assistance awards to help mitigate, prevent, and minimize injury to life, public health, and safety as a result of the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA (REFERENCED BELOW "APPLICANT"), AS FOLLOWS:

1. That Matthew J. Santini, in his official capacity as Mayor, is authorized to execute and file an application on behalf of the Applicant, a city government, with the Federal Emergency Management Agency/Georgia Emergency Management Agency (FEMA/GEMA),

2. That the Mayor is authorized to execute and file such applications and assurances or any other documents required by the FEMA/GEMA,

3. That the Mayor is authorized to execute a grant contract agreement on behalf of the Applicant with the FEMA/GEMA,

4. That the City of Cartersville, while making application to or receiving grants from the FEMA/GEMA, will comply with state and federal statutes, regulations, executive orders, and administrative requirements as required by said agencies.

BE IT AND IT IS HEREBY RESOLVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, this day of , 2020.

ATTEST:

/s/ _____
/s/ Meredith Ulmer, City Clerk
City of Cartersville, Georgia

/s/ Matthew J. Santini, Mayor
City of Cartersville, Georgia

C. Contracts/Agreements

1. Intergovernmental Agreement with DDA

Keith Lovell, Assistant City Attorney stated for the past 8 to 10 years, the DDA has been operating under the City as a department within the general fund. The City's auditor has discussed this with staff and recommended that the DDA be structured as a separate entity, which is how the City Charter reads. Per these discussions, an Intergovernmental Agreement has been created. Mr. Lovell recommended approval.

Motion to approve the Intergovernmental Agreement with DDA was made by Council Member Fox and seconded by Council Member Cooley. Motion carried unanimously. Vote: 5-0.

2. Annual Fees for Target Solutions Training Software

Chief Scott Carter, Fire Department requested approval of a budgeted item for training. This is the annual fees for Target Solutions which is a software and records management system that maintains all of the training records for Cartersville Fire Department, reports for ISO and Georgia Firefighters Standards and Training Council. In addition to record retention, it provides digital training opportunities as part of a blended classroom and virtual training program for Fire, Haz Mat, Drivers Training and EMT. The cost of this program is \$7,178.58 and is a budgeted item.

Motion to approve the annual fees for Target Solutions Training Software was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote:5-0.

D. Engineering Services

1. AC Mitigation for Williams Transco Dalton Expansion

Michael Hill, Gas Department Head stated the Williams/Transco Dalton Expansion is adjacent to existing Georgia Power high-voltage transmission lines. It is good engineering practice to study the interference and effects that may be caused by locating piping and appurtenances near high-voltage transmission lines. Ark Engineering has provided services and worked with the city satisfactorily in the past and they are familiar with the project. Mr. Hill recommended awarding the proposal totaling \$11,710.00 which includes installation of the electrical grounding and gradient mat system.

Motion to approve the AC Mitigation for Williams/Transco Dalton Expansion was made by Council Member Cooley and seconded by Council Member Roth. Motion carried unanimously. Vote: 5-0.

E. Bid Award/Purchases

1. Property, Casualty & Workers Compensation Insurance Renewals

Tamara Brock, City Manager stated the city has received the annual renewal from our insurance agents, Apex and Watkins Insurance Agency, through our current carriers, Travelers Insurance and Liberty Mutual Insurance. The premium has increased from \$668,030 for FY19-20 to \$733,242 for FY20-21. The increase of \$65,212 and is mostly due to a \$47,496 increase in the automobile liability and physical damage coverage. Other line items within the overall coverages also had some increases. Apex and Terry Watkins sent out proposals to other carriers for competitive bids, but the other carriers declined to bid due to loss history. For FY20-21 Mrs. Brock recommended approval of the renewal premium from Travelers and Liberty Mutual in the amount of \$733,242.

Since July 20, 2007, the city has been self-insured with a high deductible for worker's compensation coverage. This means that the city pays the first dollar of every worker's compensation claim up to \$500,000. Through the promotion of a safe work environment and city departments conducting safety training meetings, the city has had low insurance claims. Midwest Casualty Company provides insurance coverage for any claims that may exceed the \$500,000 deductible. There is a proposed increase in premium of \$3,542 and is due to higher payroll costs and an increase from the insurance company. The renewal premium for Midwest Casualty Company is \$67,989. Mrs. Brock recommended approval.

Motion to approve the Property, Casualty & Workers Compensation Insurance Renewals was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote:5-0.

2. Engine for 2014 Dodge Charger Patrol Vehicle

Chief McCann requested approval to purchase an engine for a 2014 Dodge Charger patrol vehicle with 53,000 miles. It has exceeded the warranty. This vehicle is in good shape excluding the engine and needed for their fleet. The cost of the engine and installation is \$8,511.50 and will be purchased from Robert Loehr Dodge. Mr. McCann requested approval for this purchase.

Motion to approve the engine purchase for the patrol vehicle was made by Council Member Roth and seconded by Council Member Stepp. Motion carried unanimously. Vote:5-0.

Mayor Santini wished everyone a Happy Fourth of July and announced that the annual parade and fireworks show was cancelled by the Rotary Club due to the pandemic.

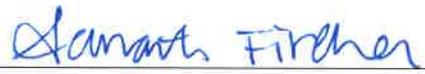
3. Rogers Station Water Main- Jim Allen Easement

This item was removed the Agenda.

Meeting Adjourned at 7:30

/s/ 
Matthew J. Santini
Mayor

ATTEST:

/s/ 
Samantha Fincher
Deputy City Clerk

